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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

Charles Baird,

Plaintiff,

v.

BlackRock Institutional Trust Company,
N.A., et al.,

Defendants.

Case No: 17-cv-1892-HSG

**STIPULATION AND ORDER TO MODIFY
TIME TO RESPOND TO COMPLAINT AND
BRIEFING SCHEDULE FOR RELATED
RULE 12 MOTION**

Pursuant to Northern District of California Local Rule 6-2, Plaintiff Charles Baird and Defendants BlackRock, Inc.; BlackRock Institutional Trust Company, N.A., The BlackRock, Inc. Retirement Committee; Jason Herman; The Administrative Committee of the Retirement Committee; and The Investment Committee of the Retirement Committee (collectively, the “Defendants”) by and through their respective counsel, stipulate and agree to the following:

1. Plaintiff sent the request for waiver of service of on April 11, 2017. As a result, Defendants’ responsive pleading would ordinarily be due 60 days later, on June 12, 2017.
2. The Parties conferred and agreed to a briefing schedule in the event that Defendants file a Rule 12 motion in response to the complaint due to potential scheduling conflicts likely to arise for Plaintiff’s Counsel at the time such motion would likely be

1 filed. Yau Decl. ¶¶ 3-5. The Parties have stipulated and agreed to the following
2 schedule:

3 **June 1, 2017** Defendants' responsive pleading due
4 **July 14, 2017** If Defendants file a Rule 12 motion, Plaintiff's
5 opposition to such motion due
6 **July 28, 2017** Defendants' reply due

- 7 3. No previous requests for time modification have been made in this case.
8 4. A declaration from Michelle Yau, setting forth the reasons for the Parties' request, is
9 attached hereto as Exhibit A .

10 Dated: April 24, 2017

11 **FEINBERG, JACKSON, WORTHMAN &
12 WASOW, LLP**

13 By:

14 /s/ Nina Wasow

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19 *Attorneys for Defendants*

20 **ATTESTATION**

21 I attest that for all conformed signatures indicated by an “/s/,” the signatory has concurred in
22 the filing of this document.

23 Dated: April 24, 2017

24 By: /s/ Nina Wasow

25 Nina Wasow

26 **ORDER**

27 PURSUANT TO THE STIPULATION, IT IS SO ORDERED:

28 Defendants shall respond to the complaint by June 1, 2017. Plaintiff shall file any opposition
to a Rule 12 motion by July 14, 2017. Defendants shall file any reply by July 28, 2017.

Dated: April 27, 2017


Judge Haywood S. Gilliam, Jr.

U.S. District Court for the

Northern District of California